

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

* * *

JOEY KADMIRI,

Plaintiff(s),

vs.

JASON RICH,

Defendant(s).

Case No. 2:11-cv-857-RLH-PAL

ORDER
(Motion for Default Judgment–#6)

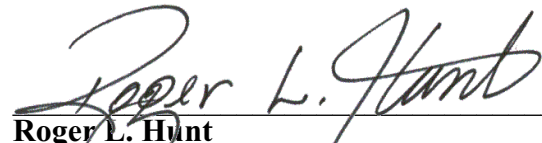
Before the Court is Plaintiff's Motion for Default Judgement (#6, filed September 7, 2011). Inasmuch as the motion is totally without merit, and the Defendant has not been properly served, the Court will not await a response.

Attached to the Motion is what Plaintiff claims is a "Summons–Proof of Service." What the document actually is an INMATE MONEY RELEASE form of the Las Vegas Metropolitan Police Department, on which Plaintiff has written the words, "Summons-Proof of Service." The document is neither a summons nor proof of service.

Even had there been an appropriate summons and complaint served upon (not mailed to) the Defendant Jason Rich, according to the Federal Rules of Civil Procedure, the first step would be a request for entry of default and then, once that was entered, and appropriate motion, supported by affidavits and evidence to establish that a default judgment should be entered. The document attached to the Motion as Exhibit A does none of that.

1 IT IS THEREFORE ORDERED that Plaintiff's Motion for Default Judgement (#6) is
2 DENIED.

3 Dated: September 12, 2011.

4
5 
6 **Roger L. Hunt**
7 **United States District Judge**
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26